

116TH CONGRESS  
1ST SESSION

# S. 214

To provide for the compensation of Federal and other government employees affected by the current lapse in appropriations.

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IN THE SENATE OF THE UNITED STATES

JANUARY 24, 2019

Mr. GARDNER introduced the following bill; which was read twice and referred to the Committee on Appropriations

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## A BILL

To provide for the compensation of Federal and other government employees affected by the current lapse in appropriations.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. COMPENSATION FOR FEDERAL AND OTHER**  
4 **GOVERNMENT EMPLOYEES AFFECTED BY**  
5 **THE LAPSE IN APPROPRIATIONS.**

6 (a) DEFINITIONS.—In this section—

7 (1) the term “agency” means each establish-  
8 ment in the Federal Government;

1           (2) the term “covered lapse in appropriations”  
2 means the lapse in appropriations that began on or  
3 about December 22, 2018;

4           (3) the term “District of Columbia public em-  
5 ployer” means—

6                   (A) the District of Columbia Courts;

7                   (B) the Public Defender Service for the  
8 District of Columbia; or

9                   (C) the District of Columbia government;

10           and

11           (4) the term “excepted employee” means an ex-  
12 cepted employee or an employee performing emer-  
13 gency work, as such terms are defined by the Office  
14 of Personnel Management or the appropriate Dis-  
15 trict of Columbia public employer, as applicable.

16           (b) PAY.—During the period of the covered lapse in  
17 appropriations, the head of each agency or District of Co-  
18 lumbia public employer that is subject to the covered lapse  
19 in appropriations shall compensate, at the employee’s  
20 standard rate of compensation—

21                   (1) each employee of the agency or of a District  
22 of Columbia public employer who was furloughed as  
23 a result of the covered lapse in appropriations; and

1           (2) each excepted employee who is required to  
2 perform work during the covered lapse in appropria-  
3 tions.

4           (c) FUNDING.—

5           (1) IN GENERAL.—There are appropriated for  
6 the fiscal year ending September 30, 2019, out of  
7 any money in the Treasury not otherwise appro-  
8 priated, to the head of each agency or District of  
9 Columbia public employer that is subject to the cov-  
10 ered lapse in appropriations such sums as are nec-  
11 essary to carry out this section.

12           (2) CHARGING TO FULL-YEAR APPROPRIA-  
13 TIONS.—Expenditures made pursuant to this Act  
14 shall be charged to the applicable appropriation,  
15 fund, or authorization whenever a bill in which such  
16 applicable appropriation, fund, or authorization is  
17 contained is enacted into law.

18           (3) INTERACTION WITH OTHER LAW.—For pur-  
19 poses of section 1341(c) of title 31, United States  
20 Code, the appropriations provided under paragraph  
21 (1) shall constitute an end of the covered lapse in  
22 appropriations.

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